

1 BILL NO. A-80-04-14

2 APPROPRIATION ORDINANCE NO. A-80-15-80

3
4 AN ORDINANCE appropriating additional funds
5 to Account No. 4-02-010-009-4530 in the 1980
6 budget of the Law Department for the purpose
7 of paying a judgment against the City.

8 WHEREAS, an emergency has arisen for the appropriation of
9 additional funds to the Law Department with which to pay a
10 judgment against the City; and

11 WHEREAS, there exists an unappropriated and unobligated
12 balance in the 1980 General Fund sufficient to cover such
13 judgment; and


14 WHEREAS, the City Controller has recommended the follow-
15 ing transfer and additional appropriation.

16 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
17 THE CITY OF FORT WAYNE, INDIANA.


18 SECTION 1. That the sum of \$35,000.00 is hereby trans-
19 ferred from the unappropriated and unexpended balance of the
20 General Fund and appropriated to Account No. 4-02-010-009-4530
21 in the 1980 budget of the Law Department.

22 SECTION 2. That the unappropriated and unobligated bal-
23 ance of the 1980 General Fund is hereby reduced by the amount
24 of \$35,000.00.

25 SECTION 3. That this ordinance shall be effective upon
26 passage and approval by the Mayor.

27 
Councilman

28 APPROVED AS TO FORM AND
29 LEGALITY APRIL , 1980.

30 
JOHN E. HOFFMAN
31 City Attorney

32 Public hearing set for _____, the ____ day of _____,
1980, at _____ o'clock ____ M..

Charles W. Westerman

Read the first time in full and on motion by Steen, seconded by East, and duly adopted, read the second time by title and referred to the Committee Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 13th day of May, 19 80, at 7:30 o'clock P. M., E.S.T.

DATE: 4/22/80

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

Read the third time in full and on motion by Steen, seconded by East, and duly adopted, placed on its passage. PASSED (~~POST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	<u>8</u>	<u>1</u>			
BURNS	<u>X</u>				
EISBART	<u>X</u>				
GiaQUINTA	<u>X</u>				
NUCKOLS	<u>X</u>				
SCHMIDT, D.	<u>X</u>	<u>X</u>			
SCHMIDT, V.	<u>X</u>				
SCHOMBURG	<u>X</u>				
STIER	<u>X</u>				
TALARICO	<u>X</u>				

DATE: 7-22-80

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (~~GENERAL~~) (~~ANNEXATION~~) (~~SPECIAL~~) ((APPROPRIATION)) ORDINANCE (RESOLUTION) No. A-15-80 on the 22nd day of July, 19 80.

ATTEST:
Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

(SEAL)
William J. Schmitt
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 23rd day of July, 19 80, at the hour of 11:30 o'clock A M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 29th day of July, 19 80, at the hour of 2 o'clock P M., E.S.T.

Winfield C. Moses, Jr.
WINFIELD C. MOSES, JR.
MAYOR

BILL NO. A-80-04-14

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN
ORDINANCE appropriating additional funds to Account No. 4-02-010-009-
4530 in the 1980 budget of the Law Department for the purpose
of paying a judgment against the City

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE ~~DO NOT RECOMMEND~~ PASS.

JAMES S. STIER, CHAIRMAN.

MARK GIAQUINTA, VICE CHAIRMAN

BEN EISBART

PAUL M. BURNS

DONALD J. SCHMIDT

72280
DATE CONCURRED IN
CHARLES W. WESTERMAN, CITY CLERK

STATE OF INDIANA)
) ss.
COUNTY OF NOBLE)

IN THE NOBLE CIRCUIT COURT
CAUSE NO. 25298

MAX A. MYERS, Personal Representative)
of the Estate of CHARLES CAMERON,)
Deceased,)

Plaintiff,)

vs.)

THE CITY OF FORT WAYNE, INDIANA,)

Defendant.)

JOINT STIPULATION OF THE
PARTIES TO A CONSENT
DECREE

COMES NOW the Plaintiff, Max A. Myers, Personal Representative of the Estate of Charles Cameron, deceased, by his attorneys of record, Neil F. Sandler, Howard B. Sandler and Edward N. Smith, and the Defendant, City of Fort Wayne, Indiana, by its attorney, John E. Hoffman, and jointly stipulate to a Consent Decree to be rendered by the Court in the above-captioned cause in favor of the Plaintiff and against the Defendant in the sum of Thirty-five Thousand Dollars (\$35,000.00) with costs chargeable to the Defendant, as follows:

1. That pursuant to discovery exchanged between the parties and pursuant to the terms and conditions of the Indiana Wrongful Death Statute, and in particular, Indiana Code, §34-1-1-1 and §34-1-1-2, the possible damages upon which the Plaintiff could recover are as follows:

A. Medical Expenses for the benefit of the deceased, Charles Cameron, expended by the Indiana Department of Public Welfare through the Allen County Department of Public Welfare - \$45,913.46;

B. Medical Expenses for the benefit of the deceased, Charles Cameron, expended by the State of Illinois, Department of Public Aid - \$55,824.17;

C. Funeral and burial expenses paid by the State of Illinois, Department of Public Aid for the funeral and burial of Charles Cameron, deceased - \$795.00;

D. Potential attorneys' fees incurred in the administration of the Estate of Charles Cameron, deceased - \$5,126.63;

8

Total Statutory damages - \$107,659.26.

2. That in dispute between the parties are medical expenses incurred on behalf of Charles Cameron prior to June 5, 1972, that is, six (6) years prior to the filing of the Plaintiff's Second Amended Complaint for Wrongful Death on June 5, 1978, in the sum of Twenty-eight Thousand Three Hundred Fifty and 95/100 Dollars (\$28,350.95) paid by the State of Illinois, Department of Public Aid and the sum of Forty-five Thousand Nine Hundred Thirteen and 46/100 Dollars (\$45,913.46) paid by the Indiana Department of Public Welfare.

3. Additionally in dispute between the parties was the issue as to whether or not the deceased, Charles Cameron, died as a result of the gunshot wound he received on or about June 20, 1969 when he was shot by a City of Fort Wayne Police Officer.

4. Additionally in dispute between the parties was whether or not said City of Fort Wayne Police Officer committed an act of negligence which caused the injury and subsequent death of the deceased, Charles Cameron.

5. In order for the parties to amicably settle the disputed issues, avoid the necessity of a trial, and the inherent risks of a trial to both parties, an offer of settlement and compromise was accepted by the City of Fort Wayne by J. Frank Kimbrough, Associate City Attorney for the City of Fort Wayne, agreeing to a judgment in favor of the Plaintiff and against the Defendant in the sum of Thirty-five Thousand Dollars (\$35,000.00) with costs chargeable to the Defendant, in existence on October 25, 1979.

6. The parties, by counsel, represent to the Court that the above-stated compromise and settlement has been approved by the Allen Superior Court Probate Division having jurisdiction of the Estate of Charles Cameron per Estate Docket No. E-78-232 pursuant to written Order of the Court authorizing the compromise and settlement of said wrongful death claim, said Order being rendered December 18, 1979.

WHEREFORE, the parties by counsel jointly stipulate to a Consent Decree of the Court, rendering judgment in favor of the

Plaintiff and against the Defendant in the sum of Thirty-five
Thousand Dollars (\$35,000.00) with costs chargeable to the Defendant.

Dated this 14 day of April, 1980.

NEIL F. SANDLER, HOWARD B. SANDLER and
EDWARD N. SMITH

BY:

Neil F. Sandler
Neil F. Sandler
448 Utility Building
Fort Wayne, Indiana 46802
Telephone: 219-423-1546
ATTORNEYS OF RECORD FOR PLAINTIFF,
MAX A. MYERS, Personal Representative
of the Estate of Charles Cameron,
deceased

John E. Hoffman
John E. Hoffman
City Attorney for the City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802
Telephone: 219-423-3331
ATTORNEY OF RECORD FOR DEFENDANT,
CITY OF FORT WAYNE, INDIANA

STATE OF INDIANA)
) ss.
COUNTY OF NOBLE)

IN THE NOBLE CIRCUIT COURT
CAUSE NO. 25298

MAX A. MYERS, Personal Representative)
of the Estate of CHARLES CAMERON,)
Deceased,)

Plaintiff,)

vs.)

THE CITY OF FORT WAYNE, INDIANA,)

Defendant.)

Handwritten signature
CLERK NOBLE CIRCUIT COURT
CONSENT DECREE

COMES NOW the Plaintiff, by counsel, and the Defendant by counsel, and the parties, having filed their Joint Stipulation for a Consent Decree in the above-captioned cause, in the following words and figures, to-wit:

(H.I.)

and the Court, being duly advised in the premises, and pursuant to the terms and conditions of said Joint Stipulation:

NOW HEREBY finds in favor of the Plaintiff and against the Defendant and renders judgment to the Plaintiff and against the Defendant in the sum of Thirty-five Thousand Dollars (\$35,000.00) with costs chargeable to the Defendant.

DATED AND ORDERED this 17th day of April, 1980.

BY THE COURT:

Handwritten signature

Judge, Noble Circuit Court

DIGEST SHEET

TITLE OF ORDINANCE: Appropriation

9-80-04-14

DEPARTMENT REQUESTING ORDINANCE: Law Department

SYNOPSIS OF ORDINANCE: An ordinance appropriating additional funds
to Account No. 4-02-010-009-4530 in the 1980 budget of the Law Depart-
ment for the purpose of paying a judgment against the City.

EFFECT OF PASSAGE: Funds will be transferred and judgment will be paid.

EFFECT OF NON-PASSAGE: Non-payment of judgment.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS): \$35,000.00

ASSIGNED TO COMMITTEE: Finance



OFFICE OF THE CITY CLERK

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

charles w. westerman, clerk - room 127

April 24, 1980

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of
April 28 and May 5, 1980, in both the News Sentinel and
Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Appropriation Ordinances

Bill No. A-80-04-13

Bill No. A-80-04-14

Bill No. A-80-04-15

Please send us 18 copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 1

NOTICE TO TAXPAYERS OF
ADDITIONAL APPROPRIATIONS

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 13th day of May, 19 80 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. A-80-04-13

The sum of \$18,696.37 is hereby transferred from the Fire Fighting Fund and appropriated to Account No. 4-02-154-154 of the Fire Department General Fund of the 1980 budget.

That the unappropriated and unexpended balance of the Fire Fighting Fund is hereby reduced in the amount of \$18,696.37.

An emergency has arisen requiring the appropriation of additional funds in the Fire Department General Fund in order to provide for purchase of cars for the use of said department and there are surplus funds available in the Fire Fighting Fund which can be transferred to the aforesaid account.

BILL NO. A-80-04-14

The sum of \$35,000.00 is hereby transferred from the unappropriated and unexpended balance of the General Fund and appropriated to Account No. 4-02-010-009-4530 in the 1980 budget of the Law Department.

The unappropriated and unobligated balance of the 1980 General Fund is hereby reduced by the amount of \$35,000.00.

An emergency has arisen for the appropriation of additional funds to the Law Department with which to pay a judgment against the City and there exists an unappropriated and unobligated balance in the 1980 General Fund sufficient to cover such judgment.

BILL NO. A-80-04-15

The sum of \$350,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 302-345-010) and appropriated to Account No. 4-02-345-345-4265, "Construction", of Park General fund in the 1980 budget.

That the unexpended and unappropriated balance of the Park Cumulative Improvement Fund is hereby reduced in the amount of \$350,000.00.

The Diehm Museum of Natural History in Franke Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now opportune to proceed with the reconstruction of the Diehm Museum building, and using such insurance proceeds and the interest earned.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County.

EMERGENCY APPROPRIATION ORDINANCE

WHEREAS, certain extraordinary emergencies have developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money than was appropriated in the annual budget; now therefore, to meet such extraordinary emergencies:

Sec. 1. Be it ordained by the Common Council of the City of Fort Wayne, Allen County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

	AMOUNT REQUESTED	AMOUNT APPROPRIATED
<i>A-15-80</i> BILL NO. <u>A-80-04-14</u>	<u>\$ 35,000.00</u>	<u>\$ 35,000.00</u>

The sum of \$35,000.00 is hereby transferred from the unappropriated and unexpended balance of the General Fund and appropriated to Account No. 4-02-010-009-4530 in the 1980 budget of the Law Department.

	AMOUNT REQUESTED	AMOUNT APPROPRIATED
<i>A-15-80</i> BILL NO. <u>A-80-04-14</u>	<u>\$ 35,000.00</u>	<u>\$ 35,000.00</u>

The unappropriated and unobligated balance of the 1980 General Fund is hereby reduced by the amount of \$35,000.00. An emergency has arisen for the appropriation of additional funds to the Law Department with which to pay a judgment against the City and there exists an unappropriated and unobligated balance in the 1980 General Fund sufficient to cover such judgment.

ADOPTED THIS 22nd DAY OF July, 1980

AYES

NAYS

Paul M. Burns
PAUL M. BURNS

BEN EISBART
BEN EISBART

Mark E. GiaQuinta
MARK E. GIAQUINTA

John Nuckols
JOHN NUCKOLS

DONALD J. SCHMIDT
DONALD J. SCHMIDT

Vivian G. Schmidt
VIVIAN G. SCHMIDT

Roy J. Schomburg
ROY J. SCHOMBURG

JAMES S. STIER
JAMES S. STIER

Samuel J. Talarico
SAMUEL J. TALARICO

ATTEST:

Charles W. Westerman
CHARLES W. WESTERMAN
CITY CLERK

AUDITOR'S OFFICE
F I L E D

Issued 9-21-64-----State Board of Tax Commissioners JUL 26 1980

Alvin J. Macalester
AUDITOR OF ALLEN COUNTY

Fort Wayne Common Council

(Governmental Unit)

Allen

County, Ind.

To JOURNAL-GAZETTE DrFORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

2

Body number of lines

91

Tail number of lines

2

Total number of lines in notice

95**COMPUTATION OF CHARGES**

95 lines, 1 columns wide equals 95 equivalent lines at .253¢ \$ 24.04
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) 16 extra8.00

TOTAL AMOUNT OF CLAIM.

\$ 32.04**DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type 6 pointNumber of insertions 2Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and no part of it has been paid.

*Arvilla DeWald*Title CLERKDate May 5**PUBLISHER'S AFFIDAVIT**Indiana
County SS:I appeared before me, a notary public in and for said county and state, the
ed ARVILLA DEWALD who, being duly sworn, saysCLERKJOURNAL-GAZETTEDAILY

newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA
townand county aforesaid, and that the printed matter attached hereto is a true copy,
as duly published in said paper for two times, the dates of publication beingS: 4/28/80 - 5/5/80and sworn to before me this 5 th day of May 19 80September 28, 1983

Notary Public

mission expires

**NOTICE TO TAXPAYERS OF
ADDITIONAL APPROPRIATIONS**

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 13th day of May, 1980 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

The sum of \$18,696.37 is hereby transferred from the Fire Fighting Fund and appropriated to Account No. 4-02-134-134 of the Fire Department General Fund of the 1980 budget.

That the unappropriated and unexpended balance of the Fire Fighting Fund is hereby reduced in the amount of \$18,696.37.

An emergency has arisen requiring the appropriation of additional funds in the Fire Department General Fund in order to provide for purchase of cars for the use of said department and there are surplus funds available in the Fire Fighting Fund which can be transferred to the aforesaid account.

BILL NO. A-80-04-14
The sum of \$35,000.00 is hereby transferred from the unappropriated

and unexpended balance of the General Fund and appropriated to Account No. 4-02-010-009-4530 in the 1980 budget of the Law Department.

The unappropriated and unobligated balance of the 1980 General Fund is hereby reduced by the amount of \$35,000.00.

An emergency has arisen for the appropriation of additional funds to the Law Department with which to pay a judgment against the City and there exists an unappropriated and unobligated balance in the 1980 General Fund sufficient to cover such judgment.

BILL NO. A-80-04-13
The sum of \$350,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 202345-610) and appropriated to Account No. 4-02-345-345-625, "Construction", of Park General Fund in the 1980 budget.

That the unexpended and unappropriated balance of the Park Cumulative Improvement Fund is hereby reduced by the amount of \$350,000.00.

The Diahm Museum of Natural History in Frank Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now opportune to proceed with the reconstruction of the Diahm Museum building, and using such insurance proceeds and the interest earned.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days of the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers' objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

CHARLES W. WESTERMAN
CITY CLERK

Fort Wayne Common Council

(Governmental Unit)

To..... **JOURNAL-GAZETTE** Dr.**Allen**

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

2**91****2****95****COMPUTATION OF CHARGES**

95 lines, **1** columns wide equals **95** equivalent lines at **.253¢** **\$ 24.04**
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two) **16 extra****TOTAL AMOUNT OF CLAIM.****8.00****\$ 32.04****DATA FOR COMPUTING COST**

Width of single column 9.6 picas

Size of type.....**6**.....pointNumber of insertions.....**2**.....Size of quad upon which type is cast.....**6**.....

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that the same has been paid.

*Arvilla Dewald*Date **May 5**, 19**80**Title..... **CLERK****PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county, **ARVILLA DEWALD**, who, being duly sworn, says that she is..... **CLERK**

JOURNAL-GAZETTE

DAILY newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows:

4/28/80 - 5/5/80Subscribed and sworn to before me this **5** th day of **May**, 19**80****September 28, 1983**

My commission expires.....

Notary Public

YOU'RE Sponsoring relationship (Investment) contact: CHUI Field Manager, 15 IN, 219-484-5767 2H-Tools Corp. 1215way Dr. N. Toledo 3608, 419-725-3771. Refill store rock Mail.

NOTICE TO TAXPAYERS OF E GOLDSTINE & SON ADDITIONAL APPROPRIATION
Notice is hereby given to the NOW - Local Armey payers of the City of Fort Wayne offers opportunity Allen County, Indiana, that the Call 485-0956. The City Council of said Municipality We train. For info will, at the Council Chambers, CAR LOT - Service Center Building, Fort Wayne, 1 lease, Outstanding fac ana, on Tuesday, the 13th day of May, 1980 at 7:30 P.M. o'clock. One of Ft. Wayne's be ern Standard Time, consider the reasonable, illness traffi following additional appropriation: Wayne Newspaper which said Council considers next 7256.

Money to Loan
The sum of \$18,696.37 is transferred from the Fire Figs LOANS - 1st & 2nd Fund and appropriated to Acages, \$5,000. No. 402-154-1st of the Fire Department General Fund of the 1980-1981. P.O. Box 36, La get. That the unappropriated and 46764, 219-237-3340. An emergency has arisen \$1,000 to \$1,000,000. Ad ing the appropriation of ad-hopping Centers. Diver funds in the Fire Department. Call 486-2724. chase of cars for the use of, they Friday, 10 A.M. department and there are 2-in. or Ft. Wayne West funds available in the Fire Fl, Inc. Box 7257. Fund which can be transfer OWNER LOANS - 1 term, good rates, phone the aforesaid account. BILL NO. A-80-64-14 1-0186 (C.S. Corp. P.O. transferred from the unappro-

Fort Wayne Common Council

(Governmental Unit)

Allen

County, Ind.

To **JOURNAL-GAZETTE** Dr.**FORT WAYNE, INDIANA****PUBLISHER'S CLAIM****LINE COUNT**

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head	number of lines	<u>2</u>
Body	number of lines	<u>91</u>
Tail	number of lines	<u>2</u>
Total number of lines in notice		<u>95</u>

COMPUTATION OF CHARGES

95 lines, 1 columns wide equals 95 equivalent lines at .253¢ \$ 24.04
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

8.00Charge for extra proofs of publication (50 cents for each proof in excess of two) 16 extra\$ 32.04**AMOUNT OF CLAIM.****NOTICE TO TAXPAYERS OF ADDITIONAL APPROPRIATIONS**

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 13th day of May, 1980 at 7:30 P.M. o'clock, Eastern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. A-80-12
The sum of \$18,496.37 is hereby transferred from the Fire Fighting Fund and appropriated to Account No. 4-02-154-134 of the Fire Department General Fund of the 1980 budget.

That the unappropriated and unexpended balance of the Fire Fighting Fund is hereby reduced in the amount of \$18,496.37.

An emergency has arisen requiring the appropriation of additional funds in the Fire Department General Fund in order to provide for purchase of cars for the use of said department and there are surplus funds available in the Fire Fighting Fund which can be transferred to the aforesaid account.

BILL NO. A-80-14
The sum of \$35,000.00 is hereby transferred from the unappropriated and unexpended balance of the General Fund and appropriated to Account No. 4-02-910-099-032 in the 1980 budget of the Law Department.

The unappropriated and unobligated balance of the 1980 General Fund is hereby reduced by the amount of \$35,000.00.

An emergency has arisen for the appropriation of additional funds to the Law Department with which to pay a judgment against the City and there exists an unappropriated and unobligated balance in the 1980 General Fund sufficient to cover such judgment.

BILL NO. A-80-15
The sum of \$35,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 302345-010) and appropriated to Account No. 4-02-345-244-026, "Construction" of Park General Fund in the 1980 budget.

That the unexpended and unappropriated balance of the Park Cumulative Improvement Fund is hereby reduced in the amount of \$35,000.00.

The Diahm Museum of Natural History in Franke Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now opportune to proceed with the reconstruction of the Diahm Museum building and using such insurance proceeds and the interest earned.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

CHARLES W. WESTERMAN
CITY CLERK

column 9.6 pica

Size of type.....6.....point

lines.....2.....

Size of quad upon which type is cast.....6.....

raties of Ch. 89., Acts 1967.

account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that the same is correct.

Arvilla DeWald

Title.....CLERK

PUBLISHER'S AFFIDAVITState of Indiana
ALLEN County SS:Personally appeared before me, a notary public in and for said county, and said undersigned, **ARVILLA DEWALD**, who, being duly sworn, depose

that she is.....CLERK.....of the

JOURNAL-GAZETTE

a.....DAILY.....newspaper of general circulation printed and published

in the English language in the city of.....**FORT WAYNE INDIANA**.....townin state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....**two times**....., the dates of publication being as follows:**4/28/80 - 5/5/80**Subscribed and sworn to before me this 5 th May 19 80My commission expires **September 28, 1983**

Notary Public

Fort Wayne Common Council

(Governmental Unit)

To JOURNAL-GAZETTE D:**Allen**

County, Ind.

FORT WAYNE, INDIANA**PUBLISHER'S CLAIM****LINE COUNT**

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cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

8.00Charge for extra proofs of publication (50 cents for each proof in excess of two) **16 extra****\$ 32.04**

TOTAL AMOUNT OF CLAIM.

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type **6** pointNumber of insertions **2**Size of quad upon which type is cast **6**

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that the same has been paid.

*Arvilla DeWald*Date **May 5 80** 19Title **CLERK****PUBLISHER'S AFFIDAVIT**State of Indiana
ALLEN County SS:Personally appeared before me, a notary public in and for said county and state, the undersigned, **ARVILLA DEWALD**, who, being duly sworn, depose and say that she is **CLERK**

JOURNAL-GAZETTE
DAILY newspaper of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows:

4/28/80 - 5/5/80Subscribed and sworn to before me this **5 th** day of **May** 19 **80**My commission expires **September 28, 1983** Notary Public *Harry V. Owen*

picture of
for 4th Distr
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"We at the f
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Fort Wayne Common Council

(Governmental Unit)

To **NEWS-SENTINEL** Dr.

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines	
Head number of lines	<u>2</u>
Body number of lines	<u>91</u>
Tail number of lines	<u>2</u>
Total number of lines in notice	<u>95</u>

COMPUTATION OF CHARGES

<u>95</u> lines, <u>1</u> columns wide equals <u>95</u> equivalent lines at <u>.253¢</u>	<u>\$ 24.04</u>
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two) <u>16 extra</u>	<u>8.00</u>
TOTAL AMOUNT OF CLAIM.	<u>\$ 32.04</u>

DATA FOR COMPUTING COST

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Number of insertions <u>2</u>	Size of quad upon which type is cast <u>6</u>

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

D. Roose

Date May 5, 80

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned D. Roose who, being duly sworn, says

CLERK

ATTACH
ADVERT

ern Standard Time, consider the following additional appropriations which said Council considers necessary to meet an extraordinary emergency existing at this time.
BILL NO. A-80-13
The sum of \$18,496.27 is hereby transferred from the Fire Fighting Fund and appropriated to Account No. 4-22-154-154 of the Fire Department General Fund of the 1980 budget.
That the unappropriated and unexpended balance of the Fire Fighting Fund is hereby reduced in the amount of \$18,496.27.
An emergency has arisen requiring the appropriation of additional funds in the Fire Department General Fund in order to provide for purchase of cars for the use of said department and there are surplus funds available in the Fire Fighting Fund which can be transferred to the aforesaid account.
BILL NO. A-80-14
The sum of \$35,000.00 is hereby transferred from the unappropriated and unexpended balance of the General Fund and appropriated to Account No. 4-22-010-009-430 in the 1980 budget of the Law Department.
The unappropriated and unexpended balance of the 1980 General Fund is hereby reduced by the amount of \$35,000.00.
An emergency has arisen for the appropriation of additional funds to the Law Department with which to pay a judgment against the City and there are unappropriated and unexpended balance in the 1980 General Fund sufficient to cover such

Judgment.
BILL NO. A-80-15
The sum of \$350,000.00 is hereby transferred from the Park Cumulative Capital Improvement Fund (No. 30245-910) and appropriated to Account No. 4-22-345-345035, "Construction", of Park General Fund in the 1980 budget.
That the unexpended and unappropriated balance of the Park Cumulative Improvement Fund is hereby reduced in the amount of \$350,000.00.
The Diahm Museum of Natural History in Franke Park was destroyed by fire and an insurance settlement was received and the amount thereof credited to Park Cumulative Capital Improvement Fund pending a need for it. It is now opportune to proceed with the reconstruction of the Diahm Museum building, and using such insurance proceeds and the interest earned.
Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days of the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.
There are ABLES W. WESTERMAN
CITY CLERK

newspaper of general circulation printed and published
FORT WAYNE, INDIANA
and that the printed matter attached hereto is a true copy,
two times the dates of publication being

5/5/80

5 th day of May 19 80
Harry J. Ows
Notary Public
tember 28, 1983

**NOTICE TO TAXPAYERS OF
ADDITIONAL APPROPRIATIONS**
Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 13th day of May, 1980 at 7:30 P.M. o'clock, East-

Fort Wayne Common Council

(Governmental Unit)

To **NEWS-SENTINEL** Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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D. Roose

Date **May 5, 80**

Title **CLERK**

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned **D. Roose** who, being duly sworn, says that she is **CLERK** of the

NEWS-SENTINEL

DAILY

a **newspaper** of general circulation printed and published in the English language in the city of **FORT WAYNE, INDIANA** town of

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for **two times**, the dates of publication being as follows:

4/28/80 - 5/5/80

D. Roose

Subscribed and sworn to before me this

5 th day of **May** 19 **80**

September 28, 1983

My commission expires

Jury Hit

By KAREN WALKER
A Noble County Circuit Court
sessed a \$35,000 judgment agai
Wayne lawyer and an Indianap
after the jury decided against the
malpractice case.

The civil action was against
Miller of Fort Wayne and Thom
sley, Indianapolis. It was brought
1978, in Allen County by Arthur J
Jr. and granted a change of ven
County, Miller's attorney Arthur
Jr. said.

Surguine said he doesn't know
will appeal the verdict.

Skilman, represented by the J
Sowers and Benson of Fort W
tended Miller and Endsley "fail
cise the degree of skill, dill
knowledge commonly possessed
cised by reasonably careful and p
yers."

Skilman said he hired Miller

NOTICE TO TA
ADDITIONAL AP
Notice is hereby
payers of the Cit
Allen County, Indi
mon Council of
will, at the Coun
County Building,
ana, on Tuesday,
May, 1980 at 7:30